

1651

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June 15, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of T. Mag

Application No. 09/890,383

Filed January 22, 2002

Process of Converting Rendered Triglyceride Oil from Marine Sources into
Bland, Stable Oil

Group No. 1651

Examiner J. Witz

(Atty. Docket No. P25,283 USA)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on Wednesday, June 15, 2005.


Kathleen P. Higgins

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY UNDER 37 CFR § 1.111
TO THE EXAMINER'S ACTION DATED DECEMBER 15, 2004

Sir:

Please amend the claims as follows.

Adjustment Date: 12/06/2005 SDIRETA1
06/24/2005 TSUGGS 00000003 195425 09890383
01 FC:2253 510.00 CR

06/24/2005 TSUGGS 00000003 195425 09890383
01 FC:2253 510.00 DA

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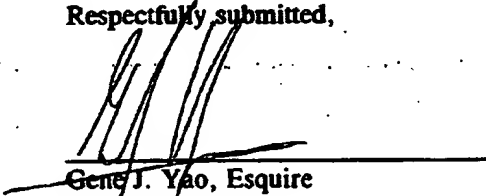
Free applied only

Conclusion

In view of the above amendment and remarks, an early and favorable Action is requested respectfully. Applicants note that the Examiner had not set a shortened statutory period for responding to the present Action. Accordingly, no extension fee is required.

The commissioner is hereby authorized to charge any fees associated with this communication to Deposit Account No. 19-5425. A duplicate of this letter is attached.

Respectfully submitted,



Gene J. Yao, Esquire
Reg. No. 47,193
Attorney for Applicant

Synnestvedt & Lechner LLP
2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107-2950
(215) 923-4466

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VIA FACSIMILE ONLY OF 4 PAGES TO 1-571-273-6500

November 1, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of T. Mag
Application No. 09/890,383
Filed January 22, 2002

Group No. 1651
Examiner J. Witz

Process of Converting Rendered Triglyceride Oil from Marine Sources into
Bland, Stable Oil

(Atty. Docket No. P25,283 USA)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND REQUEST FOR REFUND

Sir:

On September 16, 2005, applicants sent a first Request for Refund to the Office at the above facsimile number regarding the matter below. However, upon inquiry on November 1, 2005, applicants were informed that the Patent Office did not have such a Request in its file. Accordingly, herewith is a second Request for Refund.

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Application No. 09/890,383
Attorney Docket No. P 25,283 USA

November 1, 2005
Art Unit 1651

On June 15, 2005, applicants timely filed a Reply to the Examiner's December 15, 2004 Action. The Reply was not filed with a Petition for Extension of Time as the Examiner had not set a shortened statutory period for response (see copy of "Office Action Summary" sent with the above Action). However, the Patent Office charged Deposit Account No. 19-5425 with \$510.00 for a three month extension fee (see attached Deposit Account Statement). As this was an incorrect charge, applicants request respectfully that the full amount of this charge be refunded to the deposit account.

Respectfully submitted,

Gene J. Yao, Esquire
Reg. No. 47,193
Attorney for Applicant

Synnestvedt & Lechner LLP
2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107-2950
(215) 923-4466

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Office Action Summary

Application No.

08/890,383

Applicant(s)

MAG, TED

Examiner

Jean C. Witz

Art Unit

1651

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —
 Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 6 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(e). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 02 August 2004.
 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 463 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-23, 31, 61 and 72 is/are pending in the application.
 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
 5) ☐ Claim(s) _____ is/are allowed.
 6) ☒ Claim(s) 1-23, 31, 61 and 72 is/are rejected.
 7) ☐ Claim(s) _____ is/are objected to.
 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 118(a)-(d) or (f).
 a) ☒ All b) ☐ Some * c) ☐ None of:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(e)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
 3) ☒ Information Disclosure Statement(s) (PTO-1448 or PTO/SB/08)
 Paper No(s)/Mail Date 0802

- 4) ☐ Interview Summary (PTO-413)
 Paper No(s)/Mail Date, _____.
 5) ☐ Notice of Informal Patent Application (PTO-152)
 6) ☐ Other: _____

U.S. Patent and Trademark Office
 PTO-328 (Rev. 1-04)

Office Action Summary

Part of Paper No./Mail Date 1204

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Deposit Account Statement



United States
Patent and
Trademark Office

452559
PAID JUL 28 2005

Deposit Account Statement

Requested Statement Month:

June 2005

Deposit Account Number:

195425

Name:

SYNNESTVEDT & LECHNER

Attention:

DOCKET CLERK

Address:

2800 ARAMARK TOWER

City:

PHILADELPHIA

State:

PA

Zip:

19107

Country:

UNITED STATES OF AMERICA

ENTERED

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
06/03	1	10084038	P24-784-AUSA 1001		370.00	\$36,388.44
06/03	2	10084038	P24-784-AUSA 2001		\$370.00	\$36,018.44
06/06	2	10694272	H0003789-4510 1201		370.00	\$35,618.44
06/07	1	10383718	17917798L (2 1251		370.00	\$35,498.44
06/09	46	11147083	2202		370.00	\$34,823.44
06/09	48	11147083	2203		370.00	\$34,643.44
06/09	78	78533057	T27674-A USA 8507		\$30.00	\$34,613.44
06/10	2	10288480	17899	1253	370.00	\$33,593.44
06/13	175	11078084	30448 USA	8021	\$40.00	\$33,553.44
06/14	64	09880698	40843-3	1252	370.00	\$33,103.44
06/16	2	09946237	2253	1252	370.00	\$32,773.44
06/16	2	10946191	P28890-A USA 1806		\$180.00	\$32,593.44
06/16	70	11152368	2202		370.00	\$32,118.44
06/17	39	11038980	P28,982-C USA 1081		\$250.00	\$31,868.44
06/21	10	PAYMENT	X	9204	-\$2,899.00	\$34,767.44
06/21	11	PAYMENT	X	9204	-\$3,829.00	\$38,696.44
06/21	242	PCT/US05/20890-P27622-A PCT	1701		370.00	\$38,357.44
06/21	244	PCT/US05/20890-P27622-A PCT	1703		370.00	\$38,631.44
06/21	245	PCT/US05/20890-P27622-A PCT	1707		370.00	\$38,611.44
06/24	3	09890383	2253		370.00	\$38,101.44
06/24	174	80576075	27622-A USA 8007		\$20.00	\$38,081.44
06/24	175	80598086	27622-A USA 8007		\$20.00	\$38,061.44
06/24	178	80580173	27622-A USA 8007		\$20.00	\$38,041.44
06/24	177	80578307	27622-A USA 8007		\$20.00	\$38,021.44
06/24	178	80581588	27622-A USA 8007		\$20.00	\$38,001.44
06/27	17	11133849	P25,294-C USA 2081		\$128.00	\$37,876.44

<https://ramps.uspto.gov/eram/Controller.jsessionid=ramps-10300-7719%3A420be001%3A5...> 7/6/2005

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